

**HUMAN SERVICES DEPARTMENT[441]**

**Adopted and Filed Emergency After Notice**

Pursuant to the authority of Iowa Code section 249J.24 and 2010 Iowa Acts, Senate File 2356, section 1, and House File 2531, section 201, the Department of Human Services amends Chapter 92, “IowaCare,” Iowa Administrative Code.

These amendments make the following changes in IowaCare premium policies to satisfy federal requirements:

- Recalibrate premium amounts to provide that no premium payment is required for households with income at or below 150 percent of the federal poverty level and that premiums are limited to 3.5 percent of the applicable income level. A single premium will be set for the household, rather than a separate premium for each IowaCare member. A separate table is used to determine the premium for a household containing two or more IowaCare members.
- Delay cancellation of benefits for failure to pay a premium until 60 days after the premium due date.
- Allow IowaCare members whose benefits have been canceled due to nonpayment of premiums to reapply and be approved even if payments from a previous certification period remain unpaid.

The amendments also make the following changes to the IowaCare provider network and services as directed by state legislation:

- Add federally qualified health centers as IowaCare providers. Centers will be phased in as IowaCare providers as funding permits.
- Add coverage of emergency medical services rendered by providers that do not participate in IowaCare, under limited and specified conditions.
- Add requirements for “medical home” services and corresponding reimbursement.
- Clarify reimbursement methodologies for participating and nonparticipating providers.

Notice of Intended Action on these amendments was published in the Iowa Administrative Bulletin on July 28, 2010, as **ARC 8977B**. The Department received no comments on the Notice of Intended Action. These amendments are identical to those published under Notice of Intended Action.

These amendments do not provide for waivers in specified situations. Requests for the waiver of any rule may be submitted under the Department’s general rule on exceptions at 441—1.8(17A,217).

The Council on Human Services adopted these amendments on September 15, 2010.

The Department finds that these amendments confer a benefit on IowaCare members by reducing premiums and adding providers and medical home services. Therefore, these amendments are filed pursuant to Iowa Code section 17A.5(2)“b”(2), and the normal effective date of these amendments is waived.

These amendments are intended to implement Iowa Code chapter 249J as amended by 2010 Iowa Acts, Senate File 2356, section 1, and House File 2531, section 201.

These amendments became effective on October 1, 2010.

EDITOR’S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these amendments [92.1 to 92.3, 92.6(1), 92.7 to 92.9, 92.13] is being omitted. These amendments are identical to those published under Notice as **ARC 8977B**, IAB 7/28/10.

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